



# STATE OF WISCONSIN

# Senate Journal

## Ninety–Eighth Regular Session

11:00 A.M.

TUESDAY, January 15, 2008

The Senate met.

The Senate was called to order by President Risser.

### CALL OF ROLL

The roll was called and the following Senators answered to their names:

Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirsch – 32.

Absent – None.

Absent with leave – Robson – 1.

The Senate stood for the prayer which was offered by Rev. Dr. David J. Berggren from our Saviors's Lutheran Church in Sun Prairie.

The Senate remained standing and Senator Kedzie led the Senate in the pledge of allegiance to the flag of the United States of America.

### CHIEF CLERK'S ENTRIES

#### AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 165** offered by Senator Hansen.

### LEAVES OF ABSENCE

Senator Decker, with unanimous consent, asked that Senator Robson be granted a leave of absence for today's session.

### INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS; REFERENCE OF APPOINTMENTS

Read first time and referred:

#### **Senate Joint Resolution 80**

Relating to: providing property tax relief to persons who have their principal dwelling in this state (first consideration).

By Senators Hansen, Breske, Wirsch, Decker, Kreitlow, Jauch, Miller, Carpenter, Robson, Lassa, Erpenbach, Lehman and Coggs; cosponsored by Representatives Soletski, Hilgenberg, Sheridan, Pocan, Turner, Black, Berceau,

Pope–Roberts, Seidel, Hebl, Boyle, Toles, Staskunas and Fields.

To committee on **Tax Fairness and Family Prosperity**.

#### **Senate Bill 389**

Relating to: replacing the term hearing aid with hearing instrument, creating new grounds for discipline of hearing instrument specialists, audiologists, and speech–language pathologists, changing the definition of audiology, and changing licensing requirements for audiologists, and granting rule–making authority.

By Senators Vinehout, Kedzie, Coggs, Lehman, Taylor, Kapanke and Olsen; cosponsored by Representatives Newcomer, A. Ott, Zepnick, Sheridan, Townsend, Wasserman, Jorgensen, Bies, Kaufert and Mason.

To committee on **Health, Human Services, Insurance, and Job Creation**.

#### **Senate Bill 390**

Relating to: increasing the size of the city of Milwaukee Board of Fire and Police Commissioners, authorizing a panel of the board to decide certain cases, and the adjournment of a trial or investigation relating to charges brought against an officer.

By Senators Taylor, Plale and Grothman.

To committee on **Judiciary, Corrections, and Housing**.

### REPORT OF COMMITTEES

The committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions** reports and recommends:

#### **Senate Bill 298**

Relating to: regulating foreclosure reconveyances and foreclosure consultants, staying certain eviction actions, providing an exemption from rule–making procedures, and providing a penalty.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Sullivan, Coggs, Carpenter, Leibham and Kanavas.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Sullivan, Coggs, Carpenter, Leibham and Kanavas.

Noes, 0 – None.

*JIM SULLIVAN*  
Chairperson

### PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative Hahn added as a cosponsor of **Senate Bill 388**.

Pursuant to Senate Rule 17 (5), Senator Sullivan added as a coauthor of **Senate Bill 211**.

Pursuant to Senate Rule 17 (5), Senator Roessler added as a coauthor of **Senate Bill 244**.

Pursuant to Senate Rule 17 (5), Senator Roessler added as a coauthor of **Senate Bill 156**.

Pursuant to Senate Rule 17 (5), Senator Wirch added as a coauthor of **Senate Bill 130**.

Pursuant to Senate Rule 17 (5), Senator Kanavas added as a coauthor of **Senate Bill 116**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 116**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a coauthor of **Senate Bill 197**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a coauthor of **Senate Bill 211**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a cosponsor of **Assembly Bill 32**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a cosponsor of **Assembly Bill 75**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a cosponsor of **Assembly Bill 228**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a cosponsor of **Assembly Bill 454**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a cosponsor of **Assembly Bill 32**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a cosponsor of **Assembly Bill 80**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a cosponsor of **Assembly Bill 296**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a cosponsor of **Assembly Bill 370**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a cosponsor of **Assembly Bill 32**.

## ADVICE AND CONSENT OF THE SENATE

Senator Decker, with unanimous consent, asked that all appointments be taken up en masse.

ARMSTRONG, STEPHANIE, of De Forest, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2009.

BARNETT, JEFFREY, of Whitewater, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2010.

BENZ, LISA, of River Falls, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2010.

BOHON, FRANCES, of Marshfield, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2010.

BROWN, JEANNE, of Eau Claire, as a member of the Athletic Trainers Affiliated Credentialing Board, to serve for the term ending July 1, 2011.

CATTAU, ANN, of Neenah, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2007.

CATTAU, ANN, of Neenah, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2010.

CHAMPEAU, RYAN, of Waukesha, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2009.

GAIER, JOHN, of Neillsville, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2009.

GRIGNON, JOHN, of New Berlin, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2009.

HASE, PAULA, of Wausau, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2009.

KAESKE, RUSS, of Hales Corners, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2009.

LEWNO, PAT, of Racine, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

OLIVER, JAMIE LYNN, of Ettrick, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

PICKETT, DEBRA, of Darlington, as a member of the Prison Industries Board, to serve for the term ending May 1, 2011.

SCHOESSOW, TERRY, of Mequon, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2010.

SERLIN, ERICA, of Madison, as a member of the Psychology Examining Board, to serve for the term ending July 1, 2011.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Robson – 1.

Confirmed.

## MESSAGES FROM THE ASSEMBLY

### Senate Bill 1

Relating to: authorizing library boards to transfer a gift, bequest, or endowment to certain charitable organizations.

The question was: Shall Assembly amendment 1 to **Senate Bill 1** be concurred in?

Concurred in.

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## CONSIDERATION OF MOTIONS, RESOLUTIONS, AND JOINT RESOLUTIONS NOT REQUIRING A THIRD READING

### **Senate Joint Resolution 72**

Relating to: recognizing and encouraging international education as an essential component of the future of this state.

Adopted.

### **Senate Joint Resolution 75**

Relating to: commending the University of Wisconsin–Whitewater football team.

Adopted.

Senator Decker, with unanimous consent, asked that **Senate Joint Resolution 78** be withdrawn and taken up at this time.

### **Senate Joint Resolution 78**

Relating to: the distinguished career of Bruce Munson in his service to the legislature and the people of Wisconsin.

Read.

Adopted.

Senator Decker, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 78**.

### **Assembly Joint Resolution 61**

Relating to: Midwest Airlines.

The question was: Shall **Assembly Joint Resolution 61** be concurred in?

Concurred in.

Senator Decker, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Messaged.

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## SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

### **Senate Bill 38**

Relating to: possession of dogs by certain felony offenders and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 38**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 38**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

### **Senate Bill 38**

Read a third time and passed.

### **Senate Bill 71**

Relating to: substitutions by pharmacists dispensing epilepsy drugs.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

### **Senate Bill 71**

Read a third time and passed.

### **Senate Bill 98**

Relating to: providing benefits to tribal schools and tribal school pupils similar to those provided to private schools and private school pupils and making an appropriation.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

### **Senate Bill 98**

Read a third time and passed.

### **Senate Bill 116**

Relating to: repeat drunken driving offenders and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 116**?

Adopted.

The question was: Adoption of Senate amendment 3 to **Senate Bill 116**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

### **Senate Bill 116**

Read a third time and passed.

### **Senate Bill 128**

Relating to: heated exterior pedestrian walkways.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

### **Senate Bill 128**

Read a third time and passed.

**Senate Bill 130**

Relating to: a state minimum wage and granting rule-making authority.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 130**

Read a third time.

The ayes and noes were required and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Ellis, Erpenbach, Hansen, Jauch, Kapanke, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Sullivan, Taylor, Vinehout and Wirch – 19.

Noes – Senators Cowles, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 13.

Absent or not voting – Senator Robson – 1.

Passed.

**Senate Bill 156**

Relating to: prohibiting certain persons from refusing to honor, or from attempting to avoid honoring, a document of gift for donation of an anatomical gift.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 156**

Read a third time and passed.

**Senate Bill 197**

Relating to: restrictions on the use and sale of fertilizer containing phosphorus and other lawn fertilizer and providing a penalty.

Read a second time.

Senator Miller, with unanimous consent, asked that **Senate Bill 197** be placed at the foot of the eleventh order of business on the calendar of 1–15–2008.

**Senate Bill 208**

Relating to: the leasing of land in the Northern Highland–American Legion State Forest for the purpose of gravel extraction.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 208**

Read a third time and passed.

**Senate Bill 211**

Relating to: soliciting purchases of goods or services using unsolicited checks or money orders and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 211**?

Adopted.

Ordered to a third reading.

Senator Hansen, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 211**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Robson – 1.

Passed.

**Senate Bill 244**

Relating to: prosecution decisions based on certain payments to organizations or agencies.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 244**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 244**

Read a third time and passed.

**Senate Bill 260**

Relating to: strangulation and suffocation, and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 260**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 260**

Read a third time and passed.

**Senate Bill 264**

Relating to: the reporting of child abuse or neglect exemption for privileged information.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 264**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Senate Bill 264**

Read a third time and passed.

#### **Senate Bill 280**

Relating to: authorizing an elective member of a political subdivision's governing body to refuse his or her salary.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 280**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Senate Bill 280**

Read a third time and passed.

#### **Senate Bill 281**

Relating to: reporting requirements related to general transportation aids to local governments.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 281**?

Adopted.

Ordered to a third reading.

Senator Hansen, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Senate Bill 281**

Read a third time and passed.

#### **Senate Bill 288**

Relating to: regulation of and registration requirements for certain cemetery authorities, cemetery associations, and cemetery merchandise.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Senate Bill 288**

Read a third time and passed.

#### **Senate Bill 291**

Relating to: University of Wisconsin System tuition gift certificate program.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Senate Bill 291**

Read a third time and passed.

#### **Senate Bill 300**

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

Read a second time.

Senate amendment 1 to **Senate Bill 300** offered by Senator Carpenter.

The question was: Adoption of Senate amendment 1 to **Senate Bill 300**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Senate Bill 300**

Read a third time and passed.

#### **Senate Bill 301**

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

Read a second time.

Ordered to a third reading.

Senator Hansen, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Senate Bill 301**

Read a third time and passed.

#### **Senate Bill 302**

Relating to: amending and revising under section 10.53 of the statutes various provisions of sections 10.62 to 10.82 of the statutes for the purpose of correcting conflicts between the listings in sections 10.62 to 10.82 of the statutes and the substantive statutes to which those sections refer (Revisor's Correction Bill).

Read a second time.

Ordered to a third reading.

Senator Hansen, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Senate Bill 302**

Read a third time and passed.

#### **Senate Bill 303**

Relating to: amending and revising various provisions of the statutes for the purpose of correcting errors, supplying

omissions, and correcting and clarifying references (Revisor's Correction Bill).

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 303**

Read a third time and passed.

**Senate Bill 304**

Relating to: renumbering, amending, and revising various provisions of the statutes for the purpose of correcting and clarifying references, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 304**

Read a third time and passed.

**Senate Bill 305**

Relating to: renumbering and amending a provision of the statutes for the purpose of eliminating ambiguities (Revisor's Correction Bill).

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 305**

Read a third time and passed.

**Senate Bill 310**

Relating to: anatomical gifts, granting rule-making authority, and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 310**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 310**

Read a third time and passed.

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**MESSAGES FROM THE ASSEMBLY**

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has adopted and asks concurrence in:

**Assembly Joint Resolution 84**  
**Assembly Joint Resolution 86**  
**Assembly Joint Resolution 87**  
**Assembly Joint Resolution 88**

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**MESSAGES FROM THE ASSEMBLY CONSIDERED**

**Assembly Joint Resolution 84**

Relating to: commending Peter J. Dykman for his many years of service to the Wisconsin legislature and the people of Wisconsin.

By Representative Huebsch; cosponsored by Senator Risser.

Read and referred to committee on **Senate Organization**.

**Assembly Joint Resolution 86**

Relating to: the life and public service of Dale J. Bolle.

By Representatives Ziegelbauer, F. Lasee, Bies, Boyle, Cullen, Gronemus, Hubler, Jeskewitz, Kaufert, Kreuser, Musser, A. Ott, Petrowski, Seidel, Staskunas, Toles, Travis, Van Akkeren and Zipperer; cosponsored by Senators A. Lasee, Cowles, Leibham, Coggs, Darling, Erpenbach, Grothman, Hansen, Harsdorf, Lazich, Lehman, Miller, Robson, Roessler and Taylor.

Read and referred to committee on **Senate Organization**.

**Assembly Joint Resolution 87**

Relating to: the life and public service of Jane R. Henkel.

By Representatives Black, Wieckert and Pope-Roberts; cosponsored by Senators Risser and Erpenbach.

Read and referred to committee on **Senate Organization**.

**Assembly Joint Resolution 88**

Relating to: the life and public service of Richard J. Steffens.

By Representative Kaufert; cosponsored by Senator Ellis.

Read and referred to committee on **Senate Organization**.

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Senator Decker, with unanimous consent, asked that **Assembly Joint Resolutions 84, 86, 87 and 88** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 84**

Relating to: commending Peter J. Dykman for his many years of service to the Wisconsin legislature and the people of Wisconsin.

The question was: Shall **Assembly Joint Resolution 84** be concurred in?

Concurred in.

**Assembly Joint Resolution 86**

Relating to: the life and public service of Dale J. Bolle.

The question was: Shall **Assembly Joint Resolution 86** be concurred in?

Concurred in.

Senator Roessler, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 86**.

**Assembly Joint Resolution 87**

Relating to: the life and public service of Jane R. Henkel.

The question was: Shall **Assembly Joint Resolution 87** be concurred in?

Concurred in.

### **Assembly Joint Resolution 88**

Relating to: the life and public service of Richard J. Steffens.

The question was: Shall **Assembly Joint Resolution 88** be concurred in?

Concurred in.

Senator Decker, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 88**.

Senator Decker, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Messaged.

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Senator Breske, with unanimous consent, asked that the Senate recess for fifteen minutes.

12:37 P.M.

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### **RECESS**

1:25 P.M.

The Senate reconvened.

President Risser in the chair.

### **Senate Bill 197**

Relating to: restrictions on the use and sale of fertilizer containing phosphorus and other lawn fertilizer and providing a penalty.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 197** offered by Senator Kanavas.

Senator Roessler requested a quorum call.

A quorum was present.

Senator Miller moved rejection of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 197**.

The question was: Rejection of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 197**?

Rejected.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 197** offered by Senator Plale.

Senator Plale, with unanimous consent, asked that Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 197** be withdrawn and returned to author.

Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 197** offered by Senators Plale and Taylor.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 197**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 197**?

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

### **Senate Bill 197**

Read a third time and passed.

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## **SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS**

### **Assembly Bill 32**

Relating to: prohibiting employment discrimination because an individual is or applies to be a member of, or performs, has performed, applies to perform, or has an obligation to perform active service in, the state defense force, the national guard of any state, or any reserve component of the military forces of the United States.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

### **Assembly Bill 32**

Read a third time and concurred in.

### **Assembly Bill 75**

Relating to: assistance for veterans affected by depleted uranium.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

### **Assembly Bill 75**

Read a third time and concurred in.

### **Assembly Bill 80**

Relating to: special distinguishing registration plates for persons who have had an immediate family member die while in military service.

Read a second time.

Ordered to a third reading.

Senator Hansen, with unanimous consent, asked that the bill be considered for final action at this time.

### **Assembly Bill 80**

Read a third time and concurred in.

### **Assembly Bill 82**

Relating to: recall of elective town sanitary district commissioners.

Read a second time.

Ordered to a third reading.

Senator Hansen, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 82**

Read a third time and concurred in.

**Assembly Bill 152**

Relating to: the method of election of village officers.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 152**

Read a third time and concurred in.

**Assembly Bill 181**

Relating to: continuing education for architects, landscape architects, professional engineers, designers of engineering systems, and land surveyors.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 181**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 5; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 27.

Noes – Senators Grothman, Harsdorf, A. Lasee, Lazich and Leibham – 5.

Absent or not voting – Senator Robson – 1.

Concurred in.

**Assembly Bill 184**

Relating to: the investment by certain local units of government of funds held in trust to provide post-employment benefits.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 184**

Read a third time and concurred in.

**Assembly Bill 228**

Relating to: the transfer of certain fish and game licenses and permits to minors.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 228**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Robson – 1.

Concurred in.

**Assembly Bill 239**

Relating to: automated teller machine charges for international accounts.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 239**

Read a third time and concurred in.

**Assembly Bill 296**

Relating to: issuing hunting and fishing approvals to members of the U.S. armed forces who are former residents of this state.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 296**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Robson – 1.

Concurred in.

**Assembly Bill 305**

Relating to: control of final disposition of certain human remains and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 305**

Read a third time and concurred in.

**Assembly Bill 351**

Relating to: designating and marking a bridge in Columbia County as the Veterans of the American Revolution Memorial Bridge.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 351**

Read a third time and concurred in.

**Assembly Bill 359**

Relating to: the preference systems for issuing Class A bear licenses, bobcat hunting and trapping permits, fisher trapping permits, and otter trapping permits.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 359**

Read a third time and concurred in.

**Assembly Bill 370**

Relating to: commercial driver license testing for military license holders.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 370**

Read a third time and concurred in.

**Assembly Bill 413**

Relating to: temporary certificates to practice respiratory care.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 413**

Read a third time and concurred in.

**Assembly Bill 454**

Relating to: issuance by the Department of Natural Resources of federal hunting, fishing, and trapping approvals.

Read a second time.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 454**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman,

Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Robson – 1.

Concurred in.

Senator Decker, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Messaged.

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## ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his constituents in the Town of Wheatland in Kenosha County who were devastated by a tornado that struck the area on January 7, 2008. The tornado destroyed 26 homes and damaged about 100 more.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the area fire departments, rescue squads, state and local law enforcement agencies, volunteers, business organizations, contractors, Kenosha County officials, and Town of Wheatland representatives who dedicated their time, energy and resources to this tremendous response and clean up effort.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his uncle Henry Kadzielawski of Junction City, WI who passed away January 5, 2008. “Hank” along with his father instilled in him a deep appreciation for the outdoors including the recreational opportunities of hunting and fishing. He was his hunting buddy for more than 30 years as well as a frequent fishing partner. He will be deeply missed by family and friends.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Timothy R. Hanson of Kenosha who was killed while on active duty, serving our country in Southeast Baghdad.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his constituents in Kenosha County who were devastated by a tornado that struck the area on January 7, 2008.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Carol Owens for her service as Representative of the 53rd Assembly District and her upcoming retirement to spend more time with her family.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Roger Roth as he serves his country in support of Operation Iraqi Freedom.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Wisconsin Department of Veterans Affairs Secretary John Scocos for his election to president of the National Association of State Directors of Veterans Affairs.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of John and Tashia Morgridge for their donation of \$175 million to fund scholarships for Wisconsin high school students.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her parents, Lucille E. Murphy, who she shares her birthday with, and John J. Murphy.

Senator Hansen, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Green Bay Packers for their success this season and wish them the best Sunday against the New York Giants.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senator Roessler's Birthday.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Robert Piekenbrock Sr., a recently deceased former Whitefish Bay resident.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Green Bay Packers.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of a 13 year old young man from Cedar Grove, Daniel Klingelhoets, who wrote me a kind letter thanking me for a blue book that he requested of me. I was so happy to see he is interested in our government and politics. In fact, he wrote "There aren't many kids my age these days that are real interested in our government and how it works." Daniel also testified before the Joint Committee on Finance this past spring, and I hope that he will go on to become one of our Senate Scholars, and quite possible be sitting right here one day as a Wisconsin State Senator.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the interns that have been serving in her office over the fall semester and continuing through the spring: Mary Kirkendoll, Andrea Repphun, Elisabeth Montemurro, Emily Byrne, Melissa Kleine, Whitney Cohen, Brendan Barone, Sarah Patterson, Chris Collins, Jen Karon, Rachel Ruiz, Brooke Wardle, Phoebe Kasdin. She would like to thank them for their valuable work for the Senate.

Senator Sullivan, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his friend, neighbor, and sister-in-law, Diane Docter of Milwaukee, who passed away from breast cancer shortly before Christmas at the age of 45. She leaves behind her husband and a daughter, his niece, who is a freshman at Pius High School. Diane was a loving mother and good friend. Her fight to maintain her health and dignity against a terrible disease was one of the most courageous efforts I have ever witnessed. Some 40,000 women in the United States will die of breast cancer this year, with 4,000 new diagnoses here in Wisconsin. I hope that in memory of Diane, and of the many other friends and loved ones facing similar challenges in all our lives, that we do all we can to one day make this disease a thing of the past.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Edward Hinrichsen. Edward passed away this past fall. He was an avid outdoorsman and wildlife advocate. Edward could not communicate easily, but before he passed away, he wanted people to know about A.L.S., Lou Gehrig's Disease, and he hoped for more resources so that a cure can be found.

Senator Coggs, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the late Booker Townsell, a Black Milwaukee native, who was unjustly court-martialed in 1944 along with 27 other African-American soldiers of the lynching of an Italian prisoner of war. Thanks to the diligence of his family and the investigative work of a journalist, the case against Mr. Townsell and the other soldiers was recently overturned. The family and community will honor this event at with a program on January 19, 2008 in Milwaukee.

Senator Kreitlow, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Jason Zunker, a Chippewa County Sheriff's Deputy who was killed in the line of duty.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the family of Jason Scott Zunker. A Chippewa County Sheriff's Deputy, Jason died Saturday, January 5 from injuries sustained in an automobile accident while in the line of duty in Woodmohr on Friday, January 4, 2008. A former 5th grade pupil of Senator Jauch's wife, Cecelia, Jason is remembered for his sense of humor and good nature. This adjournment is to honor his loving wife, Lisa Johnson; his parents Duane G. Zunker and Marlene Fae (Linden) Zunker; his grandparents Calvin and Nona Linden; and his mother-in-law Alli Johnson. Jason is a shining example of the commitment and dedication of the law enforcement community. Jason will be remembered and missed.

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## ADJOURNMENT

Senator Decker, with unanimous consent, asked that the Senate adjourn until Thursday, January 17, 2008.

Adjourned.

2:47 P.M.